



WISCONSIN LEGISLATIVE COUNCIL RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 13-044

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Legislative Reference Bureau and the Legislative Council Staff, dated November 2011.]

2. Form, Style and Placement in Administrative Code

In the introductory clause at the beginning of the rule-making order, the reference to s. Ins 17.28 (3) (c) should be changed to s. Ins 17.28 (3) (c) 1., 2., and 3., to make it more precise.

4. Adequacy of References to Related Statutes, Rules and Forms

a. SECTION 1 of the rule strikes through the year 2012. However, it appears that the current version of the rule references the year 2011, not 2012. Similarly, in that SECTION, it appears that the current version of the rule contains \$25.00, not \$22.50, and contains \$5.00, not \$4.50. The proposed rule should accurately reflect the current version of the rule.

b. SECTION 4 of the rule includes enforcement language but does not place the enforcement language in any current administrative rule section. To give this provision legal effect, the agency should create a new rule provision in s. Ins 17.28 that confers the authority to enforce the health care provider fee increases upon the Medical Examining Board (and other relevant regulatory boards) and the Department of Health Services. This language could mirror the language in s. Ins 17.01 (2) (d) and (e).